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Date of Transmission: June 8, 2006

Name of Person Making Transmission: Robert Faber

Signature:

Robert Faber

DOCUMENT(S) FAXED:

PAGES ATTACHED: 12

| | |
|--------------|----------------------|
| Re Applic of | Kangguo Cheng et al. |
| Docket No. | FIS920030221US1 |
| Serial No. | 10/605,227 |
| Filing Date | 09/16/2003 |
| Attorney | Joseph P. Abate |

Attached: Amendment Transmittal Letter
Amendment

PLEASE DELIVER TO:

EXAMINER: Kiesha L. Rose

ART UNIT: 2822

CONFIRMATION NO.: 2226

PHONE NO:

FAX NO: 571-273-8300

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INTERNATIONAL BUSINESS MACHINES CORPORATION

Intellectual Property Law
East Fishkill Facility
2070 Route 52
Hopewell Junction
New York 12533-6531

Fax: 845-892-6363
Phone: 845-894-2580

JUN 08 2006

Docket No.

FIS920030221US1

AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Kangguo Cheng et al.

Application No.

10/605,227

Filing Date

09/16/2003

Examiner

Kiesha L. Rose

Customer No.

32074

Group Art Unit

2822

Confirmation No.

2226

Invention: STRUCTURE OF VERTICAL STRAINED SILICON DEVICES

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST # PREV. PAID FOR | NUMBER EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
|--|-------------------------------------|-----------------------------|--------------------------------|------------|-------------------|
| TOTAL CLAIMS | 14 | 20 | 0 | x \$50.00 | \$0.00 |
| INDEP. CLAIMS | 2 | 3 | 0 | x \$200.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$0.00 |

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of _____
- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0458
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ Payment by credit card. Form PTO-2038.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Joseph P. Abate
Attorney for Applicant
Registration No. 30,238
Telephone No. 845-894-4633
Fax No. 845-892-6363

Dated: June 8, 2006

I hereby certify that this correspondence is being facsimile transmitted to: The Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on the date shown below:

June 8, 2006

(Date)

Robert Faber

Signature of Person Mailing Correspondence

Robert Faber

Typed or Printed Name of Person Mailing Correspondence

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Name of Person Making Transmission: Robert Faber
Date of Transmission: June 8, 2006

Robert Faber 6/8/06
(Signature & date)

| IN THE UNITED STATES PATENT AND TRADEMARK OFFICE | |
|--|---|
| In re application of: Kangguo Cheng et al. | Date: June 8, 2006 |
| Serial Number: 10/605,227 | Examiner: Kiesha L. Rose |
| Filed: September 16, 2003 | Group Art Unit: 2822 |
| Title: Structure of Vertical Strained Silicon Devices | IBM Corporation D/18G, B/321, Zip 482 2070 Route 52 Hopewell Junction, NY 12533-6531 |

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Action of 09/19/2005 and to the Notice of Non-Compliant Amendment mailed 05/08/2006, please amend the above identified application as follows.